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PATENT & TRADEMARK OFFICE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re nonprovisional patent application of:

Whead Gordon Peoples — Group Art Unit: 3728

Application No: 10/672,287 — Examiner Name: Marie D Patterson

For: SHOE INSERT PAD

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Mailing Date of
Office Action: April 8, 2005

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Mail Stop RCE

Preliminary Amendment

Dear Sir/Madam:

This paper is submitted as a Preliminary Amendment.

Claim Amendments

Claim 10 (currently amended): A shoe insert pad, comprising:

a first planar surface;

a second planar surface; and

~~an~~ a uniform edge having a thickness of about 3/16 inches defining the first planar surface and second planar surface ~~substantially in the shape of a human foot~~; wherein the shoe insert pad is formed of polyethylene vinyl acetate material having a density between 8 and 9 pounds per cubic foot.

Claim 11 (new): The shoe insert pad of Claim 10, wherein the density of the polyethylene vinyl acetate material is 8 pounds per cubic foot.